

BOARD OF ETHICS
PRINCE GEORGE'S COUNTY, MARYLAND

PRINCE GEORGE'S COUNTY, MARYLAND OFFICE OF ETHICS AND ACCOUNTABILITY	:	FINDINGS OF FACT, CONCLUSION AND ORDER
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	:	
COMPLAINANT	:	
	:	CASE NO. 22-0404
	:	
v.	:	
	:	
DAVION PERCY PERCY PUBLIC AFFAIRS, LLC	:	
	:	
RESPONDENT	:	
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	:	
	:	
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This case came before the Board of Ethics for Prince George's County, Maryland (“Board”), in a closed hearing on the 30th day of November 2022 via Microsoft Teams due to the COVID-19 Pandemic.

FINDINGS OF FACT:

Based upon all evidence, both real and testimonial, and reasonable inferences to be drawn therefrom, and in consideration of the sworn testimony and exhibits presented, the Board makes the following findings of fact:

1. **FOUND** this proceeding was held pursuant to Ethics Code 2-292(i) because there was a reasonable basis for believing a violation had occurred or may possibly be occurring, and as a result Mr. Davion Percy (“Respondent”) was afforded an

opportunity for a hearing conducted in accordance with the Board's applicable rules of procedure for actions taken on the record.

2. **FOUND** Respondent is a lobbyist with Percy Public Affairs, LLC., a lobbying firm located in National Harbor, Maryland, in Prince George's County, Maryland.
3. **FOUND** Respondent was required to file lobbying disclosures under Prince George's County Code Section 2-295 for calendar year 2021.
4. **FOUND** Respondent had five employers in 2021, each of which Respondent is required to file lobbying disclosures for by January 31, 2022.
5. **FOUND** Respondent did not file his 2021 disclosures by the January 31, 2022, deadline.
6. **FOUND** the Office of Ethics and Accountability ("OEA") notified Respondent on February 3, 2022, of his failure to file required disclosures for five lobbyist employers and that OEA had assessed \$150.00 in fees.
7. **FOUND** the Respondent did not respond to the OEA's February 3, 2022 notification.
8. **FOUND** the Board notified Respondent on March 21, 2022, of his continued failure to file required disclosures for five lobbyist employers and that Respondent was now being fined the maximum fine allowed under the County Code.
9. **FOUND** the Respondent did not respond to the Board's March 21, 2022 notification.
10. **FOUND** the Respondent on June 15, 2022, attempted to register five employers for the 2022 calendar year. OEA rejected his 2022 registration because of his unpaid fines and unfiled disclosures from 2021.

11. **FOUND** the Board again notified Respondent, this time on June 30, 2022, of his continued failure to file required disclosures for five lobbyist employers and his maximum fines allowed under the County Code. Respondent still did not respond.
12. **FOUND** OEA notified Respondent again on July 1, 2022, of his failure to file required disclosures for five lobbyist employers and unpaid fines. Respondent still did not respond.
13. **FOUND** Respondent was also late filing these required disclosures for the 2020 calendar year.

CONCLUSION and ORDER WHEREFORE, the Board of Ethics

1. **FINDS** pursuant to Ethics Code 2-292(i), a closed hearing was held on November 30, 2022, by the Board of Ethics because there was a reasonable basis for believing a violation had occurred, or may possibly be occurring, and as a result the Respondent, was afforded an opportunity for a hearing conducted in accordance with the Board's applicable rules of procedure for actions taken on the record.
2. **FINDS** that Respondent Davion Percy is not in compliance with the provisions of Ethics Code Section 2-295(g) for filing with the Board one disclosure for each employer on whose behalf Respondent he acted for.

ORDERS pursuant to Ethics Code Section 2-297(a)(2)(B) that Respondent is fined \$250 for each of his five (5) unfiled disclosures, totaling \$1,250.00; and

ORDERS pursuant to Ethics Code Section 2-297(a)(2)(A) that Respondent must file all required disclosures and pay all fines by December 31, 2022; and

ORDERS pursuant to Ethics Code Section 2-297(a)(2)(B) if Respondent fails to file his five (5) required disclosures and pay all fines by December 31, 2022, each fine will increase to

the statutory maximum of \$1,000 for each of Respondent's five (5) violations, totaling \$5,000.00; and

ORDERS pursuant to Ethics Code Section 2-297(a)(2)(C) that Respondent is hereby suspended from lobbying in Prince George's County for knowingly and willfully violating Section 2-295 until all fines are paid in full and all required disclosures are filed.

Either party, aggrieved by or contesting the Board of Ethics's Orders, whether such decision is affirmative or negative in form, reserves the right to appeal that order to the Circuit Court for Prince George's County, Maryland within fifteen (15) business days from the date of this Findings of Facts, Conclusion, and Order. The provisions of the Maryland Rules pertaining to administrative appeals shall govern such an appeal. The decision of the Circuit Court for Prince George's County in all appeals of the Board of Ethics shall be final.

Board of Ethics
Prince George's County, Maryland
Cassandra Burckhalter, Chairwoman

Prepared by:

Chelinda Bullock

Administrator, Chelinda V. Bullock
Office of Ethics and Accountability

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of December, 2022, a copy of the foregoing Findings of Fact, Conclusion and Order was mailed by regular mail to the following parties:

Davion Percy
Percy Public Affairs, LLC

137 National Plaza, Ste. 300
National Harbor, MD 20745

Chelinda Bullock

Chelinda V. Bullock, Administrator
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